

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

**VILLA SANTA MARIA, INC., a New Mexico
Non-Profit Corporation,**

Plaintiff,

vs.

Civ. No. 04-1007 JP/RLP

**ZIMMERMAN CONSULTING, INC., a
New Mexico Corporation, d/b/a/ THE
IRVING N. BERLIN CHILD DEVELOPMENT
CENTER,**

Defendant.

**MEMORANDUM OPINION AND ORDER
GRANTING PLAINTIFF'S MOTION TO VACATE PRETRIAL DEADLINES
AND SETTING NEW DEADLINES**

This matter comes before the court on Defendant's Motion to Vacate Pretrial Deadlines [Docket No. 25]. Defendant timely answered the Complaint, and asserted numerous counterclaims in a pleading filed on June 6, 2005. The court finds that good cause has been shown for vacating the pretrial deadlines previously set, *insofar as additional discovery is needed to address issues raised in Defendant's Answer and Counterclaim*, and for establishing new disclosure, discovery and motion practice deadlines.

Accordingly, the disclosure, discovery and motion practice deadlines previously set in the Initial Pre-Trial Report [Docket No. 16] are vacated.

It is hereby Ordered that the following disclosure, discovery and motion practice deadlines are established:

August 5, 2005

Defendant shall file Rule 26 Initial Disclosures, identify experts, and serve expert witness reports.

August 19, 2005 Plaintiff shall identify experts and serve expert witness reports.

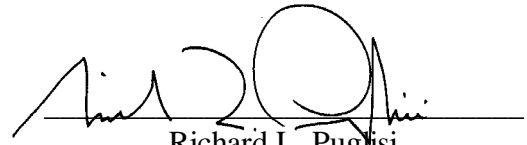
September 2, 2005 End of discovery.

September 19, 2005 Deadline for filing motion packets related to discovery

October 21, 2005 Deadline for filing all other motion packets.

All other deadlines established in the Initial Pre-Trial Report [Docket No. 16] remain unchanged.

IT IS SO ORDERED.



Richard L. Puglisi
United States Magistrate Judge